

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

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FISCAL IMPACT STATEMENT

LS 6702

BILL NUMBER: SB 192

NOTE PREPARED: Dec 26, 2008

BILL AMENDED:

SUBJECT: Adoption of Abandoned Embryo.

FIRST AUTHOR: Sen. Miller

FIRST SPONSOR:

BILL STATUS: As Introduced

FUNDS AFFECTED: X GENERAL
X DEDICATED
FEDERAL

IMPACT: State & Local

Summary of Legislation: This bill allows an abandoned embryo to be adopted for implantation by another individual under specified circumstances.

The bill states that a person who knowingly or intentionally destroys or discards an abandoned human embryo commits unlawful destruction of an embryo, a Class A misdemeanor.

Effective Date: July 1, 2009.

Explanation of State Expenditures: The bill defines the circumstances under which an embryo that is the result of in vitro fertilization or artificial reproduction is considered to be abandoned and available for adoption.

Explanation of State Revenues: *Penalty Provision:* This bill creates a new Class A misdemeanor, that of unlawful destruction of an embryo. If additional court cases occur and fines are collected, revenue to both the Common School Fund (from fines) and the state General Fund (from court fees) would increase. The maximum fine for a Class A misdemeanor is \$5,000. However, any additional revenue would likely be small.

Explanation of Local Expenditures: *Penalty Provision:* A Class A misdemeanor is punishable by up to one year in jail.

Explanation of Local Revenues: *Penalty Provision:* If additional court actions occur and a guilty verdict is entered, local governments would receive revenue from court fees. However, any change in revenue would likely be small.

State Agencies Affected:

Local Agencies Affected: Trial courts, local law enforcement agencies.

Information Sources:

Fiscal Analyst: Kathy Norris, 317-234-1360.